

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JULIE TATUM and VINCE BRACCILI,	:	CIVIL ACTION
<i>Plaintiffs,</i>	:	
	:	
v.	:	
	:	
	:	
PROGRESSIVE INSURANCE CO.,	:	
<i>Defendant.</i>	:	NO. 24-cv-02086

ORDER

AND NOW, this 12th day of July 2024, upon consideration of Defendant's Motion to Dismiss (ECF No. 12), Plaintiffs' Response (ECF No. 13), Defendant's Reply (ECF No. 16), and Plaintiffs' Sur-Reply (ECF No. 17) and for the reasons stated in the accompanying memorandum, it is hereby **ORDERED** that the Motion is **GRANTED IN PART** and **DENIED IN PART**. The Motion (ECF No. 12) is **GRANTED** as to Counts III, IV, V, and VI, and **DENIED** as to Counts II and IX.

It is further **ORDERED** that a responsive pleading to the Complaint (ECF No. 1) is due on or before **July 26, 2024**.

BY THE COURT:

/s/ Chad F. Kenney

CHAD F. KENNEY, JUDGE